Docket MAY 2 3 2001

IN THE UNITED STATES PATENT AND TRADEMARK ER 1600/2900

omas J. Cummins, et al.

DIAGNOSTIC COMPOSITIONS, ELEMENTS, METHODS AND TEST KITS FOR AMPLIFICATION AND DETECTION OF TWO OR MORE DNA'S USING PRIMERS HAVING MATCHED MELTING TEMPERATURES Examiner: T. Strzelecka

I hereby certify that this correspondence is being deposited today with the United States Postal Services as first class mail in an envelope addressed to: Commissioner of Patents, Washington, D.C. 20231

Name:

Catherine Kurtz Gowen

Date: May 17, 2001

Serial No.09/675,828

Filed: September 29, 2000

Honorable Assistant Commissioner for Patents, Washington, D.C. 20231

S I R:

STATEMENT UNDER 37 CFR 1.821

Pursuant to 37 C.F.R. 1.821, I hereby state that the Sequence Listing in this application is identical to Sequence Listing filed in Application Serial No. 08/062,023, filed on May 14, 1993, upon which this application claims the benefits provided in 35 U.S.C. 120. Thus, the computer readable form of Sequence Listing the needed for this application would be identical with the computer readable form of Application Serial No. 08/062,023. Therefore, under 37 C.F.R. 1.821(e) Applicants need not file a duplicate computer readable form in this application.

Respectfully submitted,

Attorney for Applicants Registration No. 32,148

DATE: May 17, 2001 Johnson & Johnson One Johnson & Johnson Plaza New Brunswick, NJ 08933 Telephone No. 732-524-2681 Facsimile No. 732-524-2808